

10-20-2006 11:22

From-Rudan McClosky

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T-236 P.002/003 F-022

OCT 20 2006

PTO/SB/32 (09-08)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| | | |
|--|--|--|
| REQUEST FOR ORAL HEARING BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES | | Docket Number (Optional) <div style="text-align: center; font-weight: bold;">8021-28</div> |
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>October 20, 2006</u> | | In re Application of GORDON, Andrew W. et al. <hr/> Application Number <u>10/734,050</u> Filed <u>December 11, 2003</u> <hr/> For Mobile Desalination Plants and ... <hr/> Art Unit <u>1723</u> Examiner <u>Krishnan S. Menon</u> |
| Signature _____ Typed or printed name <u>Stanley A. Kim, Ph.D., Esq.</u> | | |
| Applicant hereby requests an oral hearing before the Board of Patent Appeals and Interferences in the appeal of the above-identified application. | | |
| The fee for this Request for Oral Hearing is (37 CFR 41.20(b)(3)) | | <u>\$ 1,000.00</u> |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: | | <u>\$ 500.00</u> |
| <input type="checkbox"/> A check in the amount of the fee is enclosed. | | 10/23/2006 CNGUYEN2 00000068 503110 10734050 |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. | | 01 FC:2403 500.00 DA |
| <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. | | |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50-3110</u> . I have enclosed a duplicate copy of this sheet. | | |
| <input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(b) (PTO/SB/23) is enclosed. For extensions of time in reexamination proceedings, see 37 CFR 1.550. | | |
| WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | |
| I am the | | |
| <input type="checkbox"/> applicant/inventor. | | <div style="text-align: center;"> _____ Signature Stanley A. Kim, Ph.D., Esq. _____ Typed or printed name </div> |
| <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98) | | |
| <input checked="" type="checkbox"/> attorney or agent of record. | | <div style="text-align: center;"> <u>42,730</u> Registration number <u>October 20, 2006</u> Date </div> |
| <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. | | <div style="text-align: center;"> <u>561-838-4512</u> Registration number if acting under 37 CFR 1.34. Telephone number </div> |
| NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below. | | |
| <input checked="" type="checkbox"/> *Total of <u>1</u> forms are submitted. | | |

This collection of information is required by 37 CFR 41.20(b)(3). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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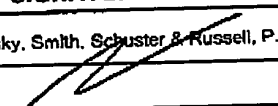
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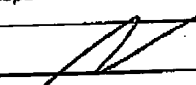
T-236 P.001/003 F-022

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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/734,050 |
| | Filing Date | December 11, 2003 |
| | First Named Inventor | GORDON, Andrew W. |
| | Art Unit | 1723 |
| | Examiner Name | Krishnan S. Menon |
| Total Number of Pages in This Submission | | 3 |
| Attorney Docket Number | | 8021-28 |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input checked="" type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Request for Oral Hearing |
| Remarks The enclosed Request for Oral Hearing is filed as a subsequent action to the Notice of Appeal filed on October 18, 2006. | | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | |
| Firm Name | Ruden, McClosky, Smith, Schuster & Russell, P.A. | |
| Signature |  | |
| Printed name | Stanley A. Kim, Ph.D., Esq. | |
| Date | October 20, 2006 | Reg. No. 42,730 |

| CERTIFICATE OF TRANSMISSION/MAILING | |
|---|---|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: | |
| Signature |  |
| Typed or printed name | Stanley A. Kim, Ph.D., Esq. |
| Date | October 20, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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